

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

Kevin Dudley, :
Plaintiff(s), : Case Number: 1:09cv749
vs. : Chief Judge Susan J. Dlott
Michael J. Astrue, Commissioner of :
Social Security, :
Defendant(s). :

ORDER

This matter is before the Court pursuant to the Order of General Reference in the United States District Court for the Southern District of Ohio Western Division to United States Magistrate Judge Stephanie K. Bowman. Pursuant to such reference, the Magistrate Judge reviewed the pleadings and filed with this Court on March 11, 2011 a Report and Recommendation (Doc. 16). Subsequently, the defendant filed objections to such Report and Recommendation (Doc. 17) and plaintiff filed a response to the defendants' objections (Doc. 18).

The Court has reviewed the comprehensive findings of the Magistrate Judge and considered de novo all of the filings in this matter. Upon consideration of the foregoing, the Court does determine that such Recommendation should be adopted.

Accordingly, the decision of the Commission is **REVERSED** and **REMANDED** for further proceedings pursuant to Sentence Four of 42 U.S.C. §405(g).

On remand, the Administrative Law Judge is instructed to properly review the medical evidence and provide a “good reason” for not giving Plaintiff’s treating physician controlling weight.

IT IS SO ORDERED.

s/Susan J. Dlott
Chief Judge Susan J. Dlott
United States District Court